

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of the Joint Application of	)	
	)	
<b>IXC Holdings, Inc.,</b>	)	
Assignor,	)	File No. ITC-ASG-2011
	)	
and	)	WD Docket No. 11-85
	)	
<b>TelePacific Managed Services,</b>	)	
Assignee,	)	
	)	
For Grant of Authority to Complete Pursuant	)	
to Section 214 of the Communications Act of	)	
1934, as amended, and Sections 63.04 and 63.24	)	
of the Commission's Rules to Complete an	)	
Assignment of Assets of an Authorized Domestic	)	
and International Section 214 Carrier	)	

**COMMENTS OF EVA FETTIG**

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Dated: May 17, 2011

Eva Fettig, by and through her counsel, files these Comments in response to the joint application filed by IXC Holdings, Inc. d/b/a Telekenex (“Telekenex”) and TelePacific Managed Services to approve the assignment of assets of an Authorized Domestic and International Section 214 Carrier. The joint application must be dismissed, denied, continued, and/or placed on hold due to the several instances of alleged fraud committed by IXC Holdings, Inc. and TelePacific Managed Services in conjunction with the sale of assets and the attempt by them to avoid paying on a current judgment due Ms. Fettig. Given this conduct, and its affect on the public and Ms. Fettig, the Commission must deny, continue and/or place on hold the joint application.

Ms. Fettig alleges that IXC Holdings Inc. and TelePacific Managed Services and their owners have engaged in transactions that attempt to facilitate the transfer of assets to avoid paying a judgment due and owing Ms. Fettig. Acceptance and approval by the Commission of the joint application will serve to approve and condone such fraud and render the Commission a catalyst to unlawful profits and wrongdoing.

More specifically, IXC Holdings Inc., its owners and executives Brandon Chaney and Anthony Zabit, are alleged to have secreted and hidden their assets, the assets of Telekenex, Inc., and other monies properly due and owing to Ms. Fettig. It is alleged that TelePacific Managed Services entered into, assisted, consented, and is furthering the efforts of IXC Holdings, Inc., Chaney, and Zabit by the current effort to acquire assets that is the subject of their joint application.<sup>1</sup> After two years of litigation, Ms. Fettig was awarded damages, attorneys fees, costs and expenses against IXC Holdings, Inc. predecessor Telekenex, Inc., Chaney, and Zabit nearly \$250,000 due to their illegal breach of contract. The foregoing failed to notify Ms. Fettig

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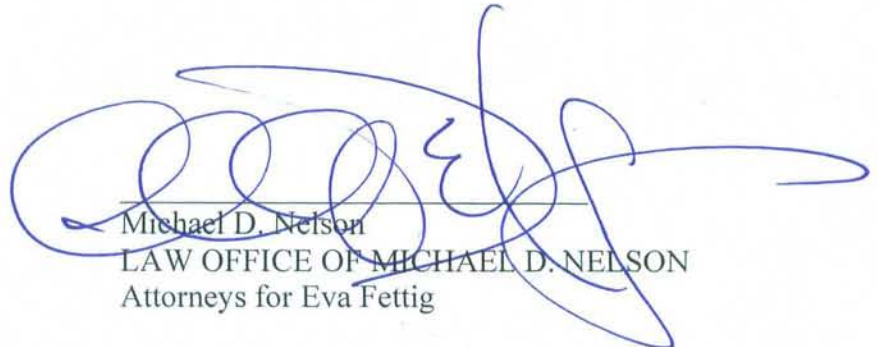
<sup>1</sup> Eva Fettig reserves the right to supplement and amend these comments.

of their attempts to transfer ownership and it was not until recently that she learned of their attempt to defraud and prevent her from recovering the sums due and owing her. Ms. Fettig is in the process of affixing liens and other abstracts of judgment to the property of that IXC Holdings Inc. and TelePacific Managed Services and need sufficient time to complete that process. See e.g. Cal. Civ. Code §§ 3439.04; *Raytech Corp. v. White*, 54 F.3d 187, 192 (3<sup>rd</sup> Cir. 1994); *Nat'l Carloading Corp. v. Astro Van Lines, Inc.*, 593 F.2d 559, 563 (4<sup>th</sup> Cir. 1979); *Ray v. Alad*, 19 Cal. 3d 22 (1977); *Katzir's Floor & Home Design v. M-MLS.com*, 394 F.3d 1143, 115051 (9<sup>th</sup> Cir. 2004); *Beatrice Co. v. State Bd. of Equalization*, 6 Cal. 4th 767 (1993); *Franklin v. USX Corp.*, 87 Cal. App. 4th 615 (2001).

### CONCLUSION

The joint application by IXC Holdings Inc. and TelePacific Managed Services must be dismissed, denied, continued, and/or placed on hold due to the several instances of alleged fraud committed by them in conjunction with the sale of assets and the attempt by them to avoid paying on a current judgment due Ms. Fettig.

Respectfully submitted,



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